

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

DAMON ATKINS,  Plaintiff,  v.  CITY OF READING, et al.,  Defendants.	C.A. No. 5:23-CV-02732-JMG
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**PLAINTIFF’S MOTION FOR PARTIAL SUMMARY JUDGMENT**

NOW COMES, Plaintiff Damon Atkins, who respectfully moves for partial summary judgment under Fed. R. Civ. P. 56: On the grounds in the within Brief, which are incorporated by reference, summary judgment should be entered in favor of Plaintiff and against Defendants Bradley T. McClure and Courtney Dupree as to liability, reserving trial on damages and punitive damages.

**WHEREFORE**, based on the forgoing, the Court should grant Plaintiff’s Motion for Partial Summary Judgment, as follows:

- (A) Entry of summary judgment on liability in favor of Plaintiff and against Defendant Bradley T. McClure, reserving trial on damages and punitive damages, as to Count One (First Amendment Retaliation), Count Two (Fourth Amendment Violation), Count Three (Malicious Prosecution), Count Seven (False Imprisonment), Count Eight (Malicious Prosecution), and Count Nine (Assault and Battery).
- (B) Dismiss Defendant Courtney Dupree (deceased) from the case.
- (C) Such other relief as the Court deems necessary, just, or appropriate.

Respectfully submitted,

**CORNERSTONE LAW FIRM, LLC**

Dated: May 17, 2024

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